

APR 23 2002

Applicants

Application No.:

James A. Proctor, Jr.

09/997,733

Group Art Unit: 2664

Filed:

November 29, 2001

Examiner: Not yet assigned

Title:

System and Method for Controlling Signal Strength Over a Reverse Link of a CDMA Wireless Communication System

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202

on

Date

4/19/02

Signature

Judith

Simen

Typed or printed name of person signing certificate

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
P.O. Box 2327  
Arlington, VA 22202

RECEIVED

APR 26 2002

Technology Center 2600

Sir:

This Information Disclosure Statement is submitted:

☐ under 37 CFR 1.129(a), or

(First/Second submission after Final Rejection)

☒ under 37 CFR 1.97(b), or

(Within any one of the following time periods: three months of filing national application (other than a CPA) or date of entry of the national stage in an international application; or before the mailing date of a first office action on the merits in a non-provisional application, including a CPA, or a Request for Continued Examination).

☐ under 37 CFR 1.97(c) together with either:

☐ a Statement under 37 CFR 1.97(e), as checked below, or

☐ a \$180.00 fee under 37 CFR 1.17(p), or

(After the 37 CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)

☐ under 37 CFR 1.97(d) together with:

☐ a Statement under 37 CFR 1.97(e), as checked below, and

☐ a \$180.00 fee under 37 CFR 1.17(p), or

(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)

☐ under 37 CFR 1.97(i):

Applicant requests that the IDS and cited reference(s) be placed in the application filewrapper.

(Filed after payment of issue fee)

Statement Under 37 CFR 1.97(e)

- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Statement Under 37 CFR 1.704(d) (Patent Term Adjustment)

Applies to original applications (other than design) filed on or after May 29, 2000

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- ☒ Enclosed herewith is form PTO-1449:
  - ☐ Copies of the cited references are enclosed.
  - ☒ Copies of cited references are enclosed except those entered in prior application, U.S. Application No. 09/088,413, to which priority under 35 U.S.C. 120 is claimed. The earlier application contains copies of the cited references.
  - ☐ The listed references were cited in the enclosed International Search Report in a counterpart foreign application.
  - ☐ The "concise explanation" requirement (non-English references) for reference(s) [       ] under 37 CFR 1.98(a)(3) is satisfied by:
    - ☐ the explanation provided on the attached sheet.
    - ☐ the explanation provided in the Specification.
    - ☐ submission of the enclosed International Search Report.
    - ☐ submission of the enclosed English-language version of a foreign Search Report and/or foreign Office Action.
    - ☐ the enclosed English language abstract.

☐ Applicant requests that the following non-published pending applications be considered:

Examiner's  
Initials

\_\_\_\_ U.S. Patent Application No. [ ], by [inventor(s)], filed [ ], Docket No.: [ ]  
\_\_\_\_ U.S. Patent Application No. [ ], by [inventor(s)], filed [ ], Docket No.: [ ]  
\_\_\_\_ U.S. Patent Application No. [ ], by [inventor(s)], filed [ ], Docket No.: [ ]

\_\_\_\_\_  
Examiner

\_\_\_\_\_  
Date

☐ A copy of each above-cited application, including the current claims, is enclosed.

☐ A copy of each above-cited application, including the current claims, is enclosed, except those entered in prior application, U.S. Application No. [ ], to which priority under 35 U.S.C. 120 is claimed.

The Examiner is requested to return a copy of the above list of pending applications indicating which references were considered with the next office communication.

It is requested that the information disclosed herein be made of record in this application.

Method of payment:

☐ A check for the fee noted above is enclosed, or the fee has been included in the check with the accompanying Reply. A copy of this Statement is enclosed.

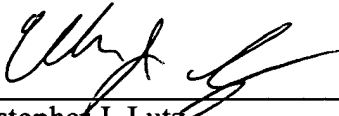
☐ Please charge Deposit Account 08-0380 in the amount of \$[ ]. A copy of this Statement is enclosed.

☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By

  
\_\_\_\_\_  
Christopher J. Lutz

Registration No.: 44,883

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: April 19, 2002

PTO 1442 REPRODUCED

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION  
APR 23 2002  
April 19, 2002  
(Use several sheets if necessary)

ATTORNEY DOCKET NO.  
2479.1008-015

APPLICATION NO.  
09/997,733

APPLICANT  
James A. Proctor, Jr.

FILING DATE  
November 29, 2001

GROUP  
2664

## U.S. PATENT DOCUMENTS

EXAM- INER INI- TIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	5,697,059	12/09/97	Carney	455	34.1	
	AB	4,817,089	03/28/89	Paneth et al.	370	95	
	AC	4,675,863	06/23/87	Paneth et al.	370	50	
	AD	5,655,001	10/05/97	Cline et al.	370	328	
	AE	5,687,194	11/11/97	Paneth et al.	375	283	
	AF	5,657,358	08/12/97	Paneth et al.	375	356	
	AG	5,617,423	04/01/97	Li et al.	370	426	
	AH	5,585,850	12/17/96	Schwaller	348	388	
	AI	5,412,429	05/02/95	Glover	348	398	
	AJ	5,325,419	06/28/94	Connolly et al.	379	60	
	AK	4,912,705	03/27/90	Paneth et al.	370	95.1	

## FOREIGN PATENT DOCUMENTS

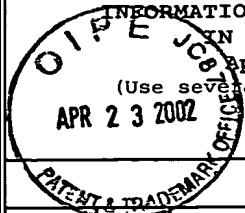
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL	0 719 062 A2	26.06.96	EPO			
	AM	0 682 423 A2	15.11.95	EPO			
	AN	WO 96/08934	21.03.96	PCT			
	AO	WO 96/37081	21.11.96	PCT			
	AP	0 526 106 A2	03.02.93	EPO			

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	AR	Melanchuk, et al., "CDPD and Emerging Digital Cellular Systems," <i>Digest of Papers of COMPCON</i> , Computer Society Conference 1996, Technologies for the Information Superhighway, Santa Clara, CA., no. CONF. 41, pp. 2-8 (25 February 1996), XP000628458 INSTITUTE OF ELECTRICAL AND ELECTRONICS ENGINEERS
	AS	
	AT	

EXAMINER

DATE CONSIDERED

PTO-1449 REPRODUCED  <b>INFORMATION DISCLOSURE CITATION</b> IN AN APPLICATION April 19, 2002 (Use several sheets if necessary)				ATTORNEY DOCKET NO. 2479.1008-015		APPLICATION NO. 09/997,733	
				APPLICANT James A. Proctor, Jr.			
				FILING DATE November 29, 2001		GROUP 2664	
U.S. PATENT DOCUMENTS							
EXAM- INER INI- TIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA2	5,114,375	05/19/92	Wellhausen et al.	446	246	
	AB2	5,022,024	04/04/91	Paneth et al.	370	50	
	AC2	5,282,222	01/25/94	Fattouche et al.	375	1	
	AD2	5,414,728	05/09/95	Zehavi	375	200	
	AE2	5,442,625	08/15/95	Gitlin et al.	370	18	
	AF2	5,490,136	02/06/96	Sereno et al.	370	468	
	AG2	5,592,470	01/07/97	Rudrapatna et al.	370	468	
	AH2	5,790,549	08/04/98	Dent	370	479	
	AI2	5,619,492	04/08/97	Press et al.	370	441	
	AJ2	5,742,592	04/21/98	Scholefield et al.	370	329	
	AK2	6,163,707	12/19/00	Miller	455	522	
	AA3	6,214,342	04/17/01	Rege	370	318	
	AB3	6,233,439	05/15/01	Jalali	455	127	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AQ	WO 97/26726	24.07.97	PCT			
	AL2	0 720 309 A2	12.12.95	EPO			
	AM2	WO 99/63682	09.12.99	PCT			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER				DATE CONSIDERED			

RECEIVED

APR 26 2002

Technology Center 2600